Secit. II-27—104,006—6-11

Development (1951) Department

MS. SERIES.

G.O. NO. 83 S

Dated 6-1-51.

Part

Sec

Sub

[Despatch Abstract.]

Acts - Madras Shops and Estt Acts 1947 - The Combined Booking Agency, Mangalore - Ticket clerks - Exemption from sections 14(1) and 15 of the Act - granted.

F.5.53979/50

Office of the Commissioner of Labour,
Chepauk, Madras, dated:6.12.1950.

124355 P2
8.12.50

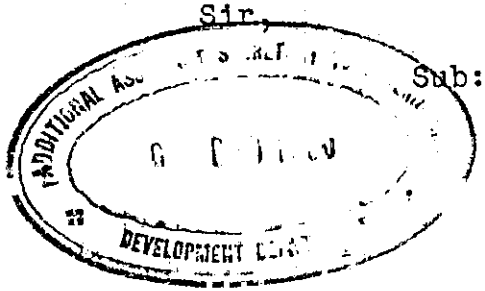
From

Sri C.G. Reddi
Commissioner of Labour,
Madras.

To

The Secretary to Government,
Development Department,
Fort St. George,
M A D R A S.

Sir,



Sub: MADRAS SHOPS AND ESTABLISHMENTS ACT 1947 - The Combined Booking Agency, Mangalore - Ticket clerks - Exemption from Sec.14(1) and 15.

...

The Combined Booking Agency, Mangalore is a commercial establishment as defined in section 2(3) of the Madras Shops and Establishments Act, 1947. Its sole business is to sell tickets and provide accommodation to passengers travelling in the buses plying in the South Kanara District. The Ticket clerks are expected to stay till the arrival of buses which do not strictly adhere to the scheduled arrival timings, and they are detained beyond their routine hours. The ticket

P.T.O

issuing clerks are said to form part of the Traffic staff of the Agency. Exemption from section 13(1) of the Madras Shops and Establishments Act has been granted to this Booking Agency in G.O.No.4758, Development dated 21.9.1949.

I enclose herewith a copy of letter dated 15.9.1950 from the Agency and in the circumstances explained above, I recommend that the ticket clerks of the Combined Booking Agency, Mangalore may be exempted from the provisions of sections 14(1) and 15 of the Madras Shops and Establishments 1947.

FOR COMMISSIONER OF LABOUR.

...

Copy of letter No.G.C.149/50 dated 15.9.1950 from the Combined Booking Agency, Mangalore, to the Secretary to Government Development Department, Madras, through the Commissioner of Labour, Chepauk, Madras.

...

Sub: Madras Shops and Establishments Act 1947 - Ticket issuing clerks - Exemption prayed.

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Our ticket issuing clerks or the booking clerks as commonly known have to issue tickets to the travelling passengers and provide seats for the passengers purchasing tickets

Devb Dept 5

To issue GM 5.1.51.

47/8/1

12/1-306

Sub:- Acts- Madras Shops and Estt Act, 1947- The combined Booking Agency, Mangalore - Ticket clerks - Exemption from sections 14 (1) and 15 of the Act- granted.

Read:- From the C. of L. No. F.5. 53979/50 dated 6-12-50.

G.O. Ms. 82 dated 6/1/51

The following notification will be published in the Fort St George Gazette:-

Notification

In exercise of the powers conferred by section 6 of the Madras Shops and Estt, Act, 1947 (Madras Act XXXVI of 1947), His Excellency the Governor of Madras hereby exempts (permanently) the ticket clerks of the combined Booking Agency, Mangalore) from the provisions of sections 14(1) and 15 of the said Act.

EM 4.1.51.

DS 5-1-51.

5/1/51.

To the C. of L.

" S.G.P. for publication.

" Combined Booking Agency Mangalore.

" D.M. South Kanara.

S.F. added GM 11.1.51.

Dev.Dept.

Sub:- Acts - Madras Shops and Estt. Act, 1947 - The combined Booking Agency, Managalore - Ticket cle[redacted] Exemption from section 14(1) and 15 of the Act.

Ref:- From the C. of L. No.F.5.53979/50 dated 6-12-50.

To A.S.

Under section 14(1) of the Madras Shops and Estt. Act, 1947, no person employed in any establishment shall be required or allowed to work for more than eight hours in any day or forty eight hours in any week, provided an employee may be allowed to work for any period in excess of the above limit subject to payment of overtime wages, if the period of work, including overtime work does not exceed ten hours in any day and in the aggregate fifty four hours in any week. Under section 15 of the Act, the periods of work of an employee shall be so arranged that along with his intervals for rest, they shall not spread over more than twelve hours in any day.

The Combined Booking Agency, Mangalore is a commercial establishment and its business is to sell tickets and provide accommodation to passengers travelling in the buses plying in the South Kanara District. As buses are put on the road from 4-45 A.M. to 7 P.M. and as the ticket issuing offices in the different parts of the district have to be kept open from 4-30 A.M. to 10 P.M. for issuing tickets to intending passengers, the Government have already exempted the offices of the combined Booking Agency, Mangalore, from the provisions of section 13(1) relating to opening and closing hours. The company now states that the ticket clerks are expected to stay till the arrival of buses which do not strictly adhere to the scheduled arrival timings and that they are detained beyond their routine hours. The company also states that the ticket clerks form part of the Traffic Staff, like drivers, conductors and checking inspectors who are not governed by the Act and requests that the ticket clerks of the company, may be exempted from the

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operation of the Act, as in the case of ticket clerks of the Tramways.

The ticket clerks of the Tramways are exempted from all provisions of the Act. In this case, the C. of L. recommends that the ticket clerks of the company may be exempted from the provisions of sections 14(1) and 15 of the Act. For orders whether the Commissioner's recommendation may be accepted.

(A)

29/12/50

27.12.50.

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SECRETARY TO GOVERNMENT
4 JAN 1951
DEVELOPMENT DEPARTMENT

To AS

with reference to the orders above, a draft order is submitted for approval.

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tickets in the respective services. In the execution of his duties, he is expected to stay till the arrival of a particular service bus. Should the particular service bus arrive at the bus stand lately after the scheduled arrival time of the service, the ticket clerk has to absent from the bus stand office after his fixed time if he has to adhere strictly - towards the provisions of the above act. This absence of the ticket issuing clerk at the time of the arrival of the service bus causes much confusion and hardships to the passengers and at times it gives scope for much complaints from such passengers. Such persons come into the category of persons employed as "Caretakers".

In the interest of the travelling public, we pray that exemption be granted to the ticket clerks in respect of the operation of the provisions of this Act. Our ticket clerks form part of our Traffic Staff consisting of drivers, conductors and checking inspectors who are not governed by the provisions of this Act. In this connection, we may point out that similar exemption has been granted to the ticket clerks of the ticket office of the Tramways. The principle factor which led to the granting of exemption to the ticket clerks of the Tramways may kindly be extended to the ticket clerks of the Bus Transport Organisations too.

Awaiting early favourable orders in this connection.

..../True Copy

FOR COMMISSIONER OF LABOUR.

V.M.6/12